108TH CONGRESS
1ST SESSION

H. R. 364

To amend title XIX of the Social Security Act to require criminal background checks on drivers providing Medicaid medical assistance transportation services.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 27, 2003

Ms. HOOLEY of Oregon introduced the following bill; which was referred to the Committee on Energy and Commerce

A BILL

To amend title XIX of the Social Security Act to require criminal background checks on drivers providing Medicaid medical assistance transportation services.

1   *Be it enacted by the Senate and House of Representa-*

2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. REQUIRING CRIMINAL BACKGROUND CHECKS**

4   **ON DRIVERS PROVIDING MEDICAID MEDICAL**

5   **ASSISTANCE TRANSPORTATION SERVICES.**

6   (a) IN GENERAL.—Section 1903(i) of the Social Se-

7 curity Act (42 U.S.C. 1396b(i)) is amended by inserting

8 after paragraph (11) the following new paragraph:

1 ''(12) with respect to any amount expended for

2 medical transportation services (other than ambu-

3 lance and similar emergency medical transportation

4 services) provided by an entity under a contract with

5 the State unless there are assurances, satisfactory to

6 the Secretary, that the entity has satisfactory ar-

7 rangements to assure that—

8 ''(A) any driver providing such services has

9 undergone an appropriate criminal background

10 check with an appropriate State law enforce-

11 ment authority, which check shall include a

12 matching of name and fingerprints of the driver

13 against the information maintained by the Fed-

14 eral Bureau of Investigation in its National

15 Crime Information Center; and

16 ''(B) any individual who has been identi-

17 fied as having been convicted of any felony in-

18 volving violence against any individual or any

19 felony relating to the use, distribution, or man-

20 ufacture of alcohol or drugs is not eligible to

21 provide such services;''.

22 (b) EFFECTIVE DATE.—The amendment made by

23 subsection (a) applies to transportation services furnished

24 on or after the first date of the first month that begins

1 more than 1 year after the date of the enactment of this

2 Act.

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